IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Frankard et al. Examiner: Collins, Cynthia

Serial No.: 10/583.212 Group: Art Unit: 1638

November 22, 2006 Dated: November 17, 2009 Filed:

PLANTS HAVING MODIFIED GROWTH For CHARACTERISTICS AND METHOD FOR

MAKING THE SAME

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.
- 11 A verified statement to establish small entity under 37 C.F.R. §1.9 and §1.27 is enclosed.

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[A] NO BUGINO	nai ice is required	·	·	r	·		·····
For	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate (Small Entity)	Addit. Fee	Rate (Large Entity)	Addit. Fee
TOTAL CLAIMS	33	64	0	× 26 =	\$0.00	x 52 ≈	\$0.00
INDEPENDENT CLAIMS	10	10	0	x 110 =	\$0.00	x 220 =	\$0.00
[] First Presentation of Multiple Dep. Claim				195		390	\$0.60

8 If the entry in Col, 1 is less than entry in Col, 2, write "0" in Col, 3.

** If the "Highest No, Previously Paid for" IN THIS SPACE is less than 20, exter "20", *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

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I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office was the Office's electrome filing system on November 17, 2009.

[]	Please charge Deposit Account No. <u>04-1121</u> in the amount of \$ Two (2) copies of this sheet are enclosed.
n	A check in the amount of <u>S</u> is enclosed.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or §1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. A DUPLICATE OF THIS SHEET IS ENCLOSED.

Respectfully submitted,

Anni R. Pokalsky Reg. No. 34,697

Attorney for Applicant(s)

DILWORTH & BARRESE, LLP 1000 Woodbury Road, Suite 405 Woodbury, NY 11797 (516) 228-8484